

**THIS DECISION HAS BEEN APPEALED. THE
FOLLOWING IS THE RELATED SOAH DECISION NUMBER:**

SOAH DOCKET NO. 453-04-3428.M4

Under the provisions of Section 413.031 of the Texas Workers' Compensation Act, Title 5, Subtitle A of the Texas Labor Code, effective June 17, 2001 and Commission Rule 133.305, titled Medical Dispute Resolution-General, and 133.307, titled Medical Dispute Resolution of a Medical Fee Dispute, a review was conducted by the Division regarding a medical fee dispute between the requestor and the respondent named above. This dispute was received on 06/20/03.

I. DISPUTE

Whether there should be reimbursement for office visits for the dates of service 03/14/03, 04/11/03, 05/09/03 and 06/06/03.

II. RATIONALE

According to rule 133.307(f)(3), the requestor shall submit convincing evidence that the carrier received the requestor's request for reimbursement. The case file does not contain any evidence of a submission of medical bills to the respondent. Therefore, based solely on this evidence reimbursement is not recommended.

III. FINDINGS & DECISION

The above Findings and Decision is hereby issued this 20th day of January 2004.

Michael Bucklin
Medical Dispute Resolution Officer
Medical Review Division

MB/mb